

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
Civil Action No. 1:17-CV-00515

MICHAEL CROWELL,

Plaintiff,

v.

ROY COOPER, Governor of North Carolina, in his official capacity only; ROBERT B. CORDLE, Chair, State Board of Elections, in his official capacity only; STELLA ANDERSON, JEFF CARMON III, DAVID C. BLACK, and KEN RAYMOND, members, State Board of Elections, in their official capacities only;

Defendants.

DEFENDANTS' RESPONSE TO  
PLAINTIFF'S REQUEST FOR A  
DISCOVERY CONFERENCE

Defendants ROY COOPER, in his official capacity as Governor of North Carolina; and ROBERT B. CORDLE, STELLA ANDERSON, JEFF CARMON III, DAVID C. BLACK, and KEN RAYMOND, in their official capacities as members of the State Board of Elections, respectfully submit this response to Plaintiff's Request for a Discovery Conference (Doc. 79).

Although Defendants do not object to a conference to consider Plaintiff's desire to open discovery, Defendants do not agree that discovery is necessary. Defendants contend that the case should be dismissed as a matter of law. (*See* Docs. 66, 67, 77, 78).

Therefore, any discovery would be futile and a misallocation of the State's resources.

Respectfully submitted, this 20th day of December, 2019.

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/s/ Paul M. Cox

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**CERTIFICATE OF SERVICE**

I hereby certify that on this date I electronically filed the foregoing document with the clerk of Court using the CM/ECF system which will send notification of such to all counsel of record in this matter.

This 20th day of December, 2019.

/s/ Paul M. Cox

Paul M. Cox

Special Deputy Attorney General